

Order of Protection

☐ Interim

☐ Plenary (Final)

Court Ph. 847-377-3380

Court Nineteenth JUDICIAL CIRCUIT

County Lake State of ILLINOIS

Case No.

PETITIONER

First Middle Last

Petitioner's ☐ Address/ ☐ Alternative Address:

(file stamp)

And/or on behalf of other protected person(s)
(list Name(s) and Age(s)):

RESPONDENT

First Middle Last

Relationship to Petitioner:

Respondent's Address:

(Home)

(Work)

CAUTION: ☐ Weapon Involved

BHV Code: ☐ Armed ☐ Suicidal ☐ Y (Both)

RESPONDENT IDENTIFIERS

SEX	RACE	DOB	HT.	WT.
EYES	HAIR	SOCIAL SECURITY #		
DRIVER'S LIC. #		STATE	EXPIR. DATE	

Distinguishing Features (scars, marks, tattoos, martial arts):

THE COURT FINDS:

That it has jurisdiction over the Petitioner and subject matter and the Respondent will be provided with reasonable notice and an opportunity to be heard within the time required by Illinois law.

Additional findings are set forth on the following pages.

THE COURT ORDERS:

- ☐ That Respondent is prohibited from committing further acts of abuse or threats of abuse. (See **R01**)
- ☐ That Respondent is ordered to stay away from Petitioner. (See **R03**)
- ☐ The Circuit Clerk is directed to send within 24 hours: ☐ Daycare / School Notice(s) (See page 6).
☐ Firearms Notice(s) (See page 8).

Additional terms of this order are set forth herein.

The terms of this Order shall be effective until

(Date)

(Time am/pm)

NOTICES CONCERNING THIS ORDER OF PROTECTION

WARNING TO RESPONDENT

Violating this Order of Protection is punishable by imprisonment or fine or both, and can cause your bond to be revoked, result in a contempt of court citation against you, or the filing of a criminal charge.

This protection order is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265). Violating this order of protection may subject you to federal charges and punishment (18 U.S.C. §§ 2261-2262). You may also be subject to federal penalties for possessing, transporting, or accepting a firearm under the Gun Control Act (18 U.S.C. § 922(g)(8)).

Only the court can change this order. The Petitioner cannot give you legal permission to change this order. If you go near the Petitioner, even with the Petitioner's consent, you may be arrested. If you and the Petitioner want to resume your relationship, you must ask the Court to modify or dismiss this Order of Protection. Unless the court modifies/dismisses this order, you can be arrested for violating this Order of Protection. You act at your own risk if you disregard this WARNING.

NOTICE TO PETITIONER

You cannot change the terms of this order by your words or actions. If the Court has ordered no contact or exclusive possession of the residence, only the Court can allow the Respondent to contact you or return to the residence. If you and the Respondent want to resume your relationship, you **must** ask the Court to modify or dismiss this Order of Protection.

If you wish to extend the Plenary order, you must file with the clerk of the court a Motion to Extend (including any modifications needed for your protection) at least **30 days prior to the expiration date** of the present order. The motion will be set for hearing. Notice must be given to the Respondent by first class mail; a certificate stating that notice was sent must be filed with the Circuit Clerk. You must be present at the hearing on your motion.

NOTICE TO ALL LAW ENFORCEMENT AGENCIES AND OFFICERS

This Order of Protection is enforceable, even without registration, in all 50 states, the District of Columbia, tribal lands, and the U.S. Territories pursuant to the Violence Against Women Act (18 U.S.C. § 2265). Violating this Order of Protection may subject the Respondent to state and/or federal charges and punishment (18 U.S.C. §§2261-2262). The Respondent may also be subject to federal criminal penalties for possessing, transporting, or accepting a firearm under the Gun Control Act (18 U.S.C. § 922(g)(8)).

NOTICE TO RESPONDENT

Any knowing violation of an order of protection forbidding physical abuse, neglect, exploitation, harassment, intimidation, interference with personal liberty, willful deprivation, or entering or remaining present at specified places when a protected person is present, or granting exclusive possession of the residence or household or granting a stay away order is a Class A misdemeanor and a second or subsequent violation is a Class 4 felony. The granting of exclusive possession of the residence or household shall constitute notice forbidding trespass to land. Any knowing violation of an order awarding legal custody or physical care of a child or prohibiting removal or concealment of a child may be a Class 4 felony. Stalking is a Class 4 felony for a first offense and a Class 3 felony for a subsequent offense. Any willful violation of any order is contempt of court. Any violation may result in fine or imprisonment.

FINDINGS [Jurisdiction]

The Court finds that:

1. ☐ Petitioner's actual address is set forth on page one (1).
or
☐ Disclosure of Petitioner's address would risk further abuse. The address set forth below is the address for the purpose of service of notice on the petitioner in this case.

Street or P.O. Box

City

State

Zip Code

2. (Check all that apply)
 - ☐ Petitioner is present in court, in person, and/or with counsel, _____.
 - ☐ Respondent has been served with notice pursuant to the statute.
 - ☐ Respondent has entered an appearance in this case.
 - ☐ Respondent is present in court, in person, and/or with counsel, _____.
 - ☐ Respondent is in default
 - ☐ Respondent has filed an answer
 - ☐ Petitioner has diligently attempted to complete service of process, has not been able to serve Respondent, and has given notice by publication.
 - ☐ The persons protected by this Order are Petitioner and the minor child(ren) identified in Part C.
 - ☐ The court has jurisdiction over the minor child(ren) and/or other protected persons.
(750 ILCS 60/208)

RELATIONSHIP CODE: The Petitioner/Abused Person stands in relationship to the Respondent as (check all that apply):

✓	RELATIONSHIP	✓	RELATIONSHIP	✓	RELATIONSHIP
	Spouse (SE)		Parent (PA)		Grandparent (GP)
	Ex-Former Spouse (XS)		Sibling (Brother/Sister) (SB)		In-Law (IL)
	Boyfriend/Girlfriend (BG) (Dating Relationship)		Step-child (SC)		Person with Disability (PD)
	Child in Common (CC) (parties not married)		Step-sibling (SS)		Person Responsible for High-Risk Adult (PR)
	Shared/common dwelling (CS)		Step-parent (SP)		Personal Assistant or Caregiver to Person with Disability (PC)
	Child (CH)		Grandchild (GC)		Other Related by Blood or Marriage (OF)

FINDINGS [General]

In granting the following remedies, the Court has considered all relevant factors, including, but not limited to the nature, frequency, severity, pattern, and consequences of Respondent's past abuse, neglect, or exploitation of Petitioner or any family/household member, including Respondent's concealment of his/her location in order to evade service of process or notice, and the likelihood of danger of future abuse, neglect, or exploitation of the party(ies) to be protected; and, if a child(ren) is/are involved, the danger that any minor child(ren) will be abused, neglected, or improperly removed from the jurisdiction, improperly concealed within the State, or improperly separated from the child(ren)'s primary caretaker.

The Court further finds that:

- ☐ Venue is proper (750 ILCS 60/209).
- ☐ Upon examination of the Petition, Petitioner, and the evidence, Respondent has abused the Petitioner and/or the following person(s) protected under this order: _____

_____ (750 ILCS 60/214(a)).

- ☐ The conduct or actions of the Respondent, unless prohibited, will likely cause irreparable harm or continued abuse.
- ☐ It is necessary to grant the requested relief in this order to protect the Petitioner and/or other alleged abused persons.
- ☐ The abused person(s) is/are unable to bring this Petition on his/her own behalf due to age, health, disability, or inaccessibility (750 ILCS 60/214(a)).
- ☐ The Petition has been filed on behalf of a high-risk adult with disabilities who has been abused, neglected, or exploited by a family or household member.
- ☐ The parties stipulate to a factual basis for issuance of an Order of Protection.
- ☐ An Order of Protection has previously been entered in the instant proceeding or in another proceeding in which any party, or a child of any party, or both has/have been designated as either a respondent or a protected person (750 ILCS 60/223.1).

IT IS ORDERED the following remedies that are checked apply in this case.

PART A. PERSONAL REMEDIES

- ☐ 1. **(R01)(Police Enforced)** With respect to all protected persons, Respondent is prohibited from committing the following acts of abuse or threats of abuse (check all that apply):
 - ☐ Harassment, interference with personal liberty, physical abuse, or stalking.
 - ☐ Intimidation of a dependent.
 - ☐ Willful deprivation.
 - ☐ Neglect.
 - ☐ Exploitation.
- ☐ 2. **(R03)(Police Enforced)**
 - ☐ a. Respondent is prohibited from entering or remaining while Petitioner and/or protected person(s) is/are present at:
 - ☐ Their place of employment at _____.
 - ☐ Their school, located at _____.
 - ☐ Any of the following specified places, when Petitioner and/or protected person(s) is/are present _____.
 - ☐ b. Respondent is ordered not to communicate in any way - directly, indirectly, or through third parties - with Petitioner and/or other protected persons, including, but not limited to phone, written notes, mail, email, or fax.
 - ☐ c. Respondent is ordered to stay _____ ft. away from Petitioner and other protected person(s).
 - ☐ d. Respondent is ordered to stay _____ ft. away from the residence of Petitioner and/or other protected person(s), currently located at _____.

- ☐ 3. **(R14)(Police Enforced)** Respondent is prohibited from entering or remaining in the residence or household while under the influence of drugs or alcohol and constituting a threat to the safety or well-being of Petitioner or Petitioner's children.

PART B. REMEDIES INVOLVING PROPERTY

- ☐ 1. **(R02)(Police Enforced)** Petitioner is granted exclusive possession of, and Respondent is prohibited from entering or remaining present at the residence/household located at:

(Street / P.O. Box) (City) (State) (Zip Code)

☐ Petitioner has a right to occupancy and Respondent has no such right, or

☐ Petitioner and Respondent both have right to occupancy but the balance of hardships favors temporary possession by Petitioner, the court having considered the factors set forth in 750 ILCS 60/214(c)(2).

- ☐ 2. **(R10)(Court Enforced)** With respect to personal property, possession is awarded as follows:

☐ a. Petitioner is granted the following personal property: _____

_____.

☐ b. If the Respondent has possession of the property listed in 2a above, the Respondent shall promptly make it available to the petitioner.

With respect to 2a and 2b above, the Court finds as follows:

☐ The Petitioner, but not Respondent, owns the property, or

☐ The parties own the property jointly, and sharing it would risk abuse or is impracticable and the balance of hardships favors temporary possession by Petitioner, and/or

☐ Petitioner claims property as marital property, and a proceeding has been filed under the Illinois Marriage and Dissolution of Marriage Act ("IMDMA").

☐ c. Respondent is given his/her ☐ clothing ☐ personal adornments ☐ medicine

☐ other personal property, namely _____.

- ☐ 3. **(R10)(Police Enforced)** Personal property should be transferred

☐ at the residence, or

☐ at _____
(Street) (City) (State) (Zip Code)

That the transfer of personal property shall take place in the presence of:

☐ law enforcement, or ☐ an agreed-upon third party, namely _____

☐ Respondent ☐ Petitioner shall have the right to enter the residence to retrieve the property but only in the presence of law enforcement or the designated third party.

Time and date of transfer: _____

(This transfer does not affect title to property (750 ILCS 60/214(b)(2)).

- ☐ 4. **(R11)(Court Enforced)** Respondent is prohibited from taking, transferring, encumbering, concealing, damaging, or otherwise disposing of any real or personal property, except as explicitly authorized by the Court because:

☐ Petitioner, but not Respondent, owns the property, or

☐ The parties own the property jointly, and the balance of hardships favors granting this remedy, and/or

☐ Petitioner claims the property as marital property and a proceeding has been filed under the IMDMA.

- ☐ 5. **(R11)(Court Enforced)** Respondent is prohibited from using financial or other resources of an aged member of the family or household for the profit or advantage of Respondent or any other person.

PART C. REMEDIES INVOLVING CHILDREN

The minor child(ren) of the parties is/are:

<u>Full Name</u>	<u>Age</u>	<u>Included as Protected Party</u>
_____	_____	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>
_____	_____	<input type="checkbox"/>

☐ 1. The primary caretaker of the minor child(ren) is ☐ Petitioner ☐ Respondent

☐ Other person: _____
(Name and Address)

☐ 2. **(R05)(Police Enforced)** Petitioner is granted the physical care and possession of the minor child(ren) of the parties, and

☐ a. Respondent is ordered to return the minor children to the physical care of:

☐ Petitioner ☐ Other _____
(Name and Address)

on _____ at _____ am/pm in the presence

of _____

☐ b. Respondent is further ordered not to remove the minor child(ren) from the physical care of the Petitioner, school/school grounds, or babysitter/daycare provider or other person *in loco parentis* (750 ILCS 60/214(b)(5)).

☐ c. The Circuit Clerk shall, within 24 hours of the issuance of this Order, send written notice of the Order to any protected child's day care or school; specifically, that notice be sent to the following: _____

(Name and Address for each child's school /day care)

☐ 3. **(R06)(Police Enforced)** Petitioner is granted temporary custody of the minor child(ren) of the parties.

☐ a. Said children were born of the marriage between the parties.

☐ b. The parties were never married, said children are children in common of the parties, and there ☐ **has** / ☐ **has not** been a prior legal determination of parentage.

☐ 4. An issue has been raised concerning the UCCJA and/or PKPA; the court considered the issue and has determined that this order meets the requirements and is consistent with these statutes (750 ILCS 35/1 et seq. and 28 U.S.C. § 1738A).

☐ 5. **(R07)(Court Enforced)** Visitation of the minor child(ren) is:

☐ a. Visitation is ☐ **denied** / ☐ **restricted** because Respondent has or is likely to:

☐ Abuse or endanger the minor child(ren) during visitation.

☐ Use visitation as an opportunity to abuse or harass Petitioner, Petitioner's family, or household members.

☐ Improperly conceal or detain the minor child(ren).

☐ Act in a manner that is not in the best interest of the minor child(ren).

☐ b. Visitation is **reserved** until further order of court, or ☐ until _____

☐ c. Visitation is **granted** as follows:

The Respondent shall have visitation with the minor child(ren):

☐ Every _____ from _____ am/pm to _____ am/pm.

☐ Each weekend from _____ am/pm to _____ am/pm.

☐ Every other weekend _____ am/pm to _____ am/pm.

☐ Other: _____.

☐ Holidays: _____ from _____ am/pm to _____ am/pm.

☐ d. The Court, finding it necessary to protect Petitioner or other protected parties from further abuse, prohibits Respondent from going to Petitioner's residence to meet the minor child(ren) for visitation.

☐ e. Respondent shall pick up and return the child(ren) for visitation at: _____

(Street Address/City)

☐ f. Visitation shall take place at _____
(Street Address/City)

and transportation shall be provided by _____.

☐ g. Visitation is to be supervised by _____ who is approved to supervise visitation and who has filed an affidavit accepting responsibility and acknowledging accountability to the Court.

☐ h. Respondent shall return the child(ren) to Petitioner or Petitioner's designated person immediately at the end of visitation.

Notice to Respondent

The Petitioner may deny Respondent access to the minor child(ren) if, when Respondent arrives for visitation, Respondent is under the influence of drugs or alcohol and constitutes a threat to the safety and well-being of Petitioner or Petitioner's minor child(ren) or is behaving in a violent or abusive manner (750 ILCS 60/214(b)(7)).

☐ 5. **(R08)(Police Enforced)** Respondent is ordered not to conceal the minor child(ren) within the State or remove the child(ren) from the State of Illinois.

☐ 6. **(R09)(Court Enforced)** Respondent is ordered to appear at the **Lake County Courthouse, 18 N. County St., Waukegan, Illinois** in Courtroom _____, on _____, 20 _____ at _____ am/pm ☐ Alone / ☐ With the minor children:

☐ To prevent abuse, neglect, removal or concealment of the child,

☐ To return the child to the custody or care of the Petitioner, or

☐ To permit a court-ordered interview or examination of the child or Respondent.

☐ 7. **(R15)(Court Enforced)** Respondent is denied access to and is prohibited from inspecting, obtaining, or attempting to inspect or obtain school or any other records of the minor child(ren) in the care of the Petitioner because:

☐ The Order of Protection prohibits Respondent from having contact with the minor child(ren), or

☐ Petitioner's actual address is omitted due to the risk of further abuse, or

☐ It is necessary to prevent abuse or wrongful removal or concealment of the minor child(ren).

PART D. FIREARMS

- ☐ 1. **(R14.5)(Police Enforced)** The Court has examined the Petitioner and any other witnesses under oath, has examined the petition and other relevant evidence on the issue of whether Respondent has threatened or is likely to use a firearm(s) illegally against Petitioner, and finds that there is a danger of the illegal use of firearms.

The Court finds that the Respondent:

- ☐ Has appeared personally in court
☐ Failed to appear personally after having received actual notice.

- ☐ 2. Respondent is ordered to turn over any and all firearms, including the following:

- ☐ 3. Respondent shall turn over the above-listed firearm(s) to the

- ☐ _____ County Sheriff's Office
☐ _____ Police Department

on or before _____, 20____ for safekeeping, to be returned to the

Respondent on _____, 20____ (Period not to exceed two years unless otherwise prohibited under federal law. 18 U.S.C. §§ 922(d) and (g)(8), and 922(d) and (g)(9)).

- ☐ 4. The Circuit Clerk will notify

- ☐ the _____ County Sheriff's Office
☐ the _____ Police Department

of this provision, and such law enforcement agency shall take possession of said firearm(s) for safekeeping in accordance with the provisions of this Order.

PART E. ECONOMIC REMEDIES

- ☐ 1. **(R12)(Court Enforced)** The Court finds that the Respondent is:

- ☐ unemployed ☐ employed by

_____ at _____ and has an
(Employer) (Street Address) (City/State)

approximate take-home pay of \$_____ ☐ Weekly ☐ Bi-weekly ☐ ____/____ of month ☐ Monthly.

- ☐ a. Respondent is ordered to pay temporary child support in the sum of \$_____
☐ Weekly ☐ Bi-weekly ☐ ____/____ of month ☐ Monthly.

- ☐ b. Respondent is ordered to pay temporary support to the Petitioner in the sum of \$_____
☐ Weekly ☐ Bi-weekly ☐ ____/____ of month ☐ Monthly.

- ☐ c. Payments will commence on _____, 20____ and a like amount each period until further order of the Court, said payments to be made through the: ☐ Circuit Clerk ☐ SDU

Payment shall not be paid directly to the Petitioner. Uniform Order of Support shall also be entered.

- ☐ d. Uniform Order of Support and Notice of Withholding to be filed by Petitioner, if applicable. (See Circuit Clerk for the forms).

- ☐ 2. **(R13)**(Court Enforced) Respondent is ordered to pay Petitioner for losses suffered as a direct result of abuse, neglect, or exploitation, specifically:

- ☐ Medical expenses \$ _____
- ☐ Lost earnings \$ _____
- ☐ Repair/replacement of property damaged or taken \$ _____
- ☐ Reasonable attorneys' fees \$ _____
- ☐ Moving and other travel expenses \$ _____
- ☐ Reasonable expenses for temporary housing other than a domestic violence shelter/meals \$ _____
- ☐ Expenses for search and recovery of children \$ _____
- ☐ Other \$ _____

- ☐ a. Respondent is ordered to:

☐ Pay said amount on or before _____, 20____.

☐ Pay \$_____ ☐ weekly ☐ bi-weekly ☐ ____ / ____ of month ☐ monthly commencing on _____, 20____, until amount is paid in full.

☐ b. Payments are to be made to _____.

- ☐ 3. **(R16)**(Court Enforced) Respondent is ordered to reimburse:

☐ a. A shelter providing temporary housing or counseling to Petitioner in the sum of \$_____ payable to _____.

(Name/Address)

☐ b. The Court finds the cost of the services has been certified by the shelter and deems the costs to be reasonable.

- ☐ 4. Respondent is ordered to:

☐ Pay said amount on or before _____, 20____.

☐ Pay \$_____ ☐ weekly ☐ bi-weekly ☐ ____ / ____ of month ☐ monthly commencing on _____, 20____, until said amount is paid in full.

PART F. MISCELLANEOUS REMEDIES

- ☐ 1. **(R04)**(Court Enforced) Respondent is ordered to undergo and successfully complete counseling with _____,

(Name/Address)

commencing on _____, 20____.

- ☐ 2. **(R17)** Respondent is further ordered and enjoined as follows: _____

_____.

- ☐ 3. Cause is continued for compliance hearing to _____, 20____, at _____ am/pm
(Month/Day)

on the following issues: _____.

Respondent is ordered to appear and bring the following documents: _____

_____.

PART G. RULINGS PURSUANT TO 750 ILCS 60/221 (a)(2) and (b)(2)

The relief requested in paragraph(s) _____ of the Petition is/are

☐ **Denied** / ☐ **Reserved** because the balance of hardships does not support the granting of the remedy, and the granting of the remedy will result in hardship to Respondent that would substantially outweigh the hardship to the Petitioner from the denial of the remedy, or because

☐ **INTERIM ORDERS ONLY:**

THIS ORDER WAS ISSUED ON: Date: _____ Time _____ am/pm

THIS ORDER WILL EXPIRE ON: Date: _____ Time _____ am/pm
(not more than 30 days).

HEARING ON ENTRY OF INTERIM/PLENARY (FINAL) ORDER SET FOR:

Date: _____, 20____ Time _____ am/pm at the: Lake County Courthouse,
18 N. County St., Waukegan, Illinois, 60085 in Courtroom: _____.

☐ **PLENARY (FINAL) ORDERS ONLY:**

THIS ORDER SHALL REMAIN IN EFFECT AS FOLLOWS:

☐ **If the Plenary Order of Protection is entered in conjunction with another civil proceeding,** the order shall remain in effect as follows:

- ☐ If entered as preliminary relief in that other proceeding, until entry of final judgment in that other proceeding (Case # _____).
- ☐ If incorporated into the final judgment in that other proceeding, until the order of protection is vacated or modified, or
- ☐ If incorporated in an order for involuntary commitment, until termination of both the involuntary commitment and any voluntary commitment for a fixed period of time not exceeding two years.

☐ **If the Plenary Order of Protection is entered in conjunction with a criminal prosecution,** the order shall remain in effect as follows:

- ☐ If entered during pre-trial release, until disposition, withdrawal, or dismissal of the underlying charge; if, however, the case is continued as an independent cause of action, the order's duration may be for a fixed period of time not to exceed two years, or
- ☐ If entered in conjunction with a bond forfeiture warrant, until final disposition or an additional period of time not exceeding two years. The Order of Protection, however, shall not be terminated by a dismissal that is accompanied by the issuance of a bond forfeiture warrant; or
- ☐ Until the expiration of any supervision, conditional discharge, probation, periodic imprisonment, parole, or mandatory supervised release and for an additional period of time thereafter not exceeding two years, said date of expiration being _____, the
(Month/Day/Year)

order remaining in effect until _____, not to exceed two (2) years
(Month/Day/Year)

after the expiration of any supervision, conditional discharge, probation, periodic imprisonment, parole, or mandatory supervised release, or

- ☐ Until the date set by the court for expiration of any sentence of imprisonment and subsequent mandatory supervised release and for an additional period of time thereafter not exceeding two years, said date of expiration being _____, the order
(Month/Day/Year)

remaining in effect until _____, not to exceed two (2) years
(Month/Day/Year)

after the expiration of any period of imprisonment and supervised release.

This order will remain in effect until: _____, 20____ (not to exceed 2 years),
unless extended by one of the paragraphs above.,

THIS PLENARY (FINAL) ORDER WAS ISSUED ON: Date: _____, 20____
Time ____ am/pm.

JUDGE

I hereby certify that this is a true and correct copy of the original order on file with the court.

Clerk of the Circuit Court of
Lake County, Illinois

(Seal of the Clerk of Circuit Court)

Date: _____

NOTICE TO RESPONDENT: You may petition the court, in accordance with Section 224 of the Act, to re-open the order if you did not receive actual prior notice of the hearing in accordance with Section 211 of the Act, alleging that you have a meritorious defense to the order or that the order, or any of its remedies, was not authorized by the act.

☐ Petitioner ☐ Respondent given copy of this Order of Protection in open court on
_____, 20____, at ____ am/pm.
(Month/Day)

cc: ☐ Petitioner ☐ Respondent ☐ Counsel of Record ☐ Sheriff ☐ Advocate ☐ Jail ☐ S/A

DEFINITION OF TERMS USED IN THIS ORDER

These definitions are incorporated in and made a part of this order to which they are attached.

1. **Abuse:** "Abuse" means physical abuse, harassment, intimidation of a dependent, interference with personal liberty or willful deprivation but does not include reasonable direction of a minor child by a parent or person *in loco parentis*.
2. **Domestic Violence:** Domestic Violence means abuse as defined in paragraph one.
3. **Exploitation:** "Exploitation" means the illegal, including tortuous, use of a high-risk adult with disabilities or of the assets or resources of a high-risk adult with disabilities. Exploitation includes, but is not limited to, the misappropriation of assets or resources of a high-risk adult with disabilities by undue influence, by breach of a fiduciary relationship, by fraud, deception, or extortion, or the use of such assets or resources in a manner contrary to law.
4. **Family or Household Members:** Include spouses, former spouses, parents, children, stepchildren and other persons related by blood or by present or prior marriage, persons who share or formerly shared a common dwelling, persons who have or allegedly have a child in common, persons who share or allegedly share a blood relationship through a child, persons who have or have had a dating or engagement relationship, and persons with disabilities and their personal assistants. For purposes of this paragraph, neither a casual acquaintanceship nor ordinary fraternization between two individuals in business or social contexts shall be deemed to constitute a dating relationship. In the case of a high-risk adult with disabilities, "family or household members" includes any person who has the responsibility for a high-risk adult as a result of a family relationship or who has assumed responsibility for all or a portion of the care of a high-risk adult with disabilities voluntarily, or by express or implied contract, or by court order.
5. **Harassment:** "Harassment" means knowing conduct which is not necessary to accomplish a purpose that is reasonable under the circumstances, would cause a reasonable person emotional distress, and does cause emotional distress to the petitioner. Unless the presumption is rebutted by a preponderance of the evidence, the following types of conduct shall be presumed to cause emotional distress:
 - a) creating a disturbance at petitioner's place of employment or school;
 - b) repeatedly telephoning petitioner's place of employment, home or residence;
 - c) repeatedly following petitioner about in a public place or places;
 - d) repeatedly keeping petitioner under surveillance by remaining present outside his or her home, school, place of employment, vehicle or other place occupied by petitioner or by peering in petitioner's windows;
 - e) repeatedly threatening to improperly remove a child of petitioner's from the jurisdiction, improperly concealing that child from petitioner or making a single such threat following an actual or attempted improper removal or concealment;
 - f) improperly concealing a minor child from petitioner, repeatedly threatening to improperly remove a minor child of petitioner from the jurisdiction or from the physical care of petitioner, repeatedly threatening to conceal a minor child from petitioner, or making a single such threat following an actual or attempted improper removal or concealment, unless respondent was fleeing an incident or pattern of domestic violence; or
 - g) threatening physical force, confinement or restraint on one or more occasions.

6. **Interference with Personal Liberty:** "Interference with personal liberty" means committing or threatening physical abuse, harassment, intimidation or willful deprivation so as to compel another to engage in conduct from which she or he has a right to abstain or to refrain from conduct in which she or he has a right to engage.
7. **Intimidation of a Dependent:** "Intimidation" means subjecting a person who is dependent because of age, health or disability to participation in, or the witnessing of: physical force against another or physical confinement or restraint of another which constitutes physical abuse as herein defined, regardless of whether the abused person is a family or household member.
8. **Neglect:** "Neglect" means the failure to exercise that degree of care toward a high-risk adult with disabilities which a reasonable person would exercise under the circumstances and includes but is not limited to:
 - a) the failure to take reasonable steps to protect a high-risk adult with disabilities from acts of abuse;
 - b) the repeated, careless imposition of unreasonable confinement;
 - c) the failure to provide food, shelter, clothing, and personal hygiene to a high-risk adult with disabilities who requires such assistance;
 - d) the failure to provide medical and rehabilitative care for the physical and mental health needs of a high-risk adult with disabilities; or
 - e) the failure to protect a high-risk adult with disabilities from health and safety hazards.
9. **Physical Abuse:** "Physical abuse" includes sexual abuse and means any of the following:
 - a) knowing or reckless use of physical force, confinement, or restraint; or
 - b) knowing, repeated and unnecessary sleep deprivation; or
 - c) knowing or reckless conduct which creates an immediate risk of physical harm.
10. **Stalking:** "Stalking" means knowingly and without lawful justification, on at least two (2) separate occasions, following another person or placing the person under surveillance or any combination thereof and:
 - a) at any time transmitting a threat of immediate or future bodily harm, sexual assault, confinement or restraint and the threat is directed towards that person or a family member of that person; or
 - b) placing that person in reasonable apprehension of immediate or future bodily harm, sexual assault, confinement or restraint; or
 - c) placing that person in reasonable apprehension that a family member will receive immediate or future bodily harm, sexual assault, confinement, or restraint.
11. **Willful Deprivation:** "Willful deprivation" means willfully denying a person who because of age, health or disability requires medication, medical care, shelter, food, therapeutic device, or other physical assistance, and thereby exposing that person to the risk of physical, mental or emotional harm, except with regard to medical care or treatment when the dependent person has expressed an intent to forego such medical care or treatment. This paragraph does not create any new affirmative duty to provide support to dependent persons.